

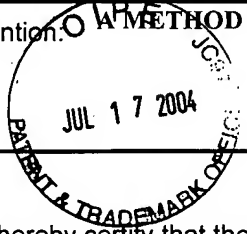
94 7-19-4

IFW EP-A 2881 \$

|  |                           |
|--|---------------------------|
| <b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b><br>Applicant(s): Kimberly Kuhlman et al. | Docket No.<br>CIT.PAU.39A |
|--|---------------------------|

|                          |                               |                               |                        |
|--------------------------|-------------------------------|-------------------------------|------------------------|
| Serial No.<br>Unassigned | Filing Date<br>Filed Herewith | Examiner<br>Nguyen, Kiet Tuan | Group Art Unit<br>2881 |
|--------------------------|-------------------------------|-------------------------------|------------------------|

Invention: **A METHOD OF SAMPLE PREPARATION FOR ATOM PROBES AND SOURCE OF SPECIMENS**



I hereby certify that the following correspondence:

Continued prosecution application request transmittal, continuation application, 9 sheets of formal drawings, check (\$737.00), postcard, IDS transmittal and copies of IDS, Preliminary Amendment, unsigned Declaration and Power of Attorney, Certificate of Express Mail

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

July 16, 2004  
(Date)

Jo Ann Breen  
(Typed or Printed Name of Person Mailing Correspondence)  
  
(Signature of Person Mailing Correspondence)  
EV 438019501 US  
(Express Mail Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL (Small Entity)**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

Docket No.

CIT.PAU.39A

☐ **DUPLICATE** (Check box if applicable)

First Named Inventor

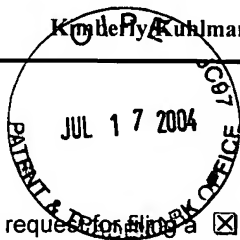
Examiner

Group/Art Unit

K. R. Kuhlman et al.

Nguyen, Kiet Tuan

2881


 Address to:  
Mail Stop CPA  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

 This is a request for filing a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 10/629,015 filed on July 29, 2003 and entitled:

**A METHOD OF SAMPLE PREPARATION FOR ATOM PROBES AND SOURCE OF SPECIMENS**

1. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

4. ☐ A new power of attorney or authorization of agent is enclosed. 07/20/2004 SZEWDIE1 00000035 10629015

5. ☒ Small Entity Status:

- a. ☐ A small entity statement is enclosed.

|            |           |
|------------|-----------|
| 01 FC:2006 | 385.00 OP |
| 02 FC:2201 | 172.00 OP |
| 03 FC:2202 | 180.00 OP |

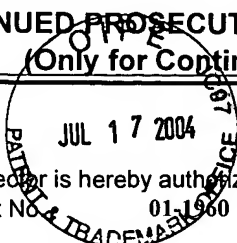
- b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.

6. ☒ The fee for this application is calculated as follows:

**CLAIMS AS FILED**

| For  | #Filed | #Allowed | #Extra | Rate      | Fee      |
|--|--------|----------|--------|-----------|----------|
| Total Claims   | 40     | - 20 =   | 20     | x \$9.00  | \$180.00 |
| Indep. Claims  | 7      | - 3 =    | 4      | x \$43.00 | \$172.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> |        |          |        |           | \$0.00   |
| <b>BASIC FEE</b>   |        |          |        |           | \$385.00 |
| <b>TOTAL FILING FEE</b>  |        |          |        |           | \$737.00 |

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**



7. ☒ The Director is hereby authorized to credit overpayments or charge the following fees to Deposit  
Account No. 01-1960

- ☒ fees required under 37 C.F.R. 1.16.
- ☒ fees required under 37 C.F.R. 1.17.
- ☒ fees required under 37 C.F.R. 1.18.

8. ☒ A check in the amount of \$737.00 is enclosed.

9. ☒ An Information Disclosure Statement (IDS) is enclosed:

- a. ☒ PTO-1449
- b. ☒ Copies of IDS Citations

10. ☒ Also enclosed:

**9 SHEETS OF FORMAL DRAWINGS**  
**UNSIGNED DELCARATION AND POWER OF ATTORNEY**

11. ☐ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**



**NOTES**

**Submit an original, and a duplicate for fee processing.**

**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

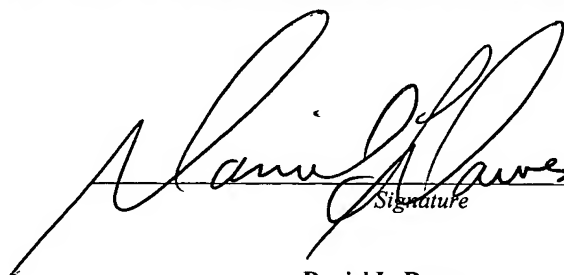
**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: July 16, 2004

Daniel L. Dawes, R g. No. 27,123  
Myers Dawes Andras & Sherman LLP  
19900 MacArthur Boulevard, Suite 1150  
Irvine, CA 92612

  
Signature

**Daniel L. Dawes**

*Typed or printed name*

**27,123**

*Registration Number (if applicable)*

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

cc:

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)  
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))



**NOTES**

Submit an original, and a duplicate for fee processing.

**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

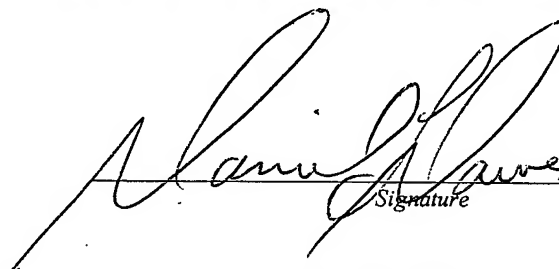
**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: July 16, 2004

Daniel L. Dawes, Reg. No. 27,123  
Myers Dawes Andras & Sherman LLP  
19900 MacArthur Boulevard, Suite 1150  
Irvine, CA 92612



Signature

Daniel L. Dawes

Typed or printed name

27,123

Registration Number (if applicable)

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

cc: